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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Anja BAUER et al. Confirmation No. 3148

Group Art Unit: 1627

Serial No.: 10/812,469

Examiner: Jean-Louis, Samira

Filed: March 29, 2004

: COSMETIC OR DERMATOLOGICAL STICK

AMENDMENT UNDER 37 C.F.R. § 1.114

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop <u>RCE</u>
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

For

Further to the Appeal Brief filed December 4, 2008 and the Reply Brief filed May 26, 2009 regarding the Final Rejection mailed April 22, 2008 <u>Applicants hereby request that the examination of the present application be continued</u> on the basis of the claims submitted herewith. A Request for Continued Examination (RCE) is being filed concurrently herewith and the corresponding fee is being paid concurrently herewith as well. While it is believed that no further fees are required, this is an express authorization to charge any other fees which may be deemed to be required to preserve the pendency of the present application to Deposit Account No. 19-0089.

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Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 10 of this paper.